

ESTATE OF RUFUS RICKER, JR.

: Order Denying Petition for
: Reconsideration
:
: Docket No. IBIA 96-34
:
: March 25, 1996

By order of February 5, 1996, the Board affirmed a November 28, 1995, order redetermining the heirs of Rufus Ricker, Jr., Fort Peck Sioux 206-A02045. 29 IBIA 56. On March 21, 1996, the Board received a petition for reconsideration from appellant Clara Ann McArdle.

Reconsideration of Board decisions is governed by 43 CFR 4.315. 43 CFR 4.315(a) provides that petitions for reconsideration "must be filed with the Board within 30 days from the date of the decision."

Appellant's petition was postmarked March 18, 1996, and is therefore untimely.

Pursuant to the authority delegated to the Board of Indian Appeals by the Secretary of the Interior, 43 CFR 4.1, appellant's petition for reconsideration is denied. This decision is final for the Department of the Interior.

Anita Vogt
Administrative Judge

Kathryn A. Lynn
Chief Administrative Judge